

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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CADLES OF GRASSY MEADOWS II, L.L.C.,

Plaintiff,

MEMORANDUM & ORDER  
10-CV-1673 (JS) (ETB)

- against -

JEFFREY ST. CLAIR and  
CATHLEEN ST. CLAIR,

Defendants.

-----X  
APPEARANCES:

For Plaintiffs: Douglas Levi Sanders, Esq.  
Friedman & Walt  
1500 Broadway, 23rd Floor  
New York, NY 10036

For Defendants: No Appearance

SEYBERT, District Judge:

For purposes of federal diversity jurisdiction, the citizenship of a limited liability company is based on the citizenship of the LLC's individual members, not the LLC's state of organization or its principle place of business. Handelsman v. Bedford Vill. Assocs. Ltd., 213 F.3d 48, 51-51 (2d Cir. 2000). In its Complaint, Plaintiff fails to establish diversity jurisdiction under 28 U.S.C. § 1332 because it does not list its members and their state citizenships. Accordingly, the Court must dismiss the Complaint without prejudice.

If Plaintiff wishes to continue forward, it must file an Amended Complaint by May 30, 2010 in compliance with this

Order. If complete diversity is not established in the Amended Complaint, the case will be dismissed sua sponte and with prejudice, and the case will be closed.

SO ORDERED.

/s/ JOANNA SEYBERT  
Joanna Seybert, U.S.D.J.

Dated: May 6, 2010  
Central Islip, New York